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162310-02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

D. Squirrell, et al.

Serial No.: 10/009,292

Filed: November 13, 2001

For: CELL ASSAY, METHOD AND

REAGENTS

1654

GROUP ART UNIT: MAKENDAY

EXAMINER: LEARY

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February 26, 2002 Attorney Docket No. 41577/266329

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I hereby covery that this correspondence is being deposited with the United States Postal Service as that class midd in an envalope artifacted to the Acoustic Commissioner for Palanic, Washington, U.C., 20231, 31 FOLLAN U. UN

Signature

Assistant Commissioner for Patents Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97, and 1.98, Applicants identify the materials listed below and on the modified form PTO-1449 accompanying this submission:

NON-U.S. PATENT DOCUMENTS

Number	Country/Region	<u>Date</u>
WO 94/17202	WIPO/PCT	August 4, 1994
WO 96/02665	WIPO/PCT	February 1, 1996
WO 96/02666	WIPO/PCT	February 1, 1996
WO 99/37799	WIPO/PCT	July 29, 1999
0376189	Europe (EPO)	July 4, 1990

Copies of the listed materials are enclosed. Applicants do not concede that the identified materials, or any of them, constitute prior art within the meaning of the United States patent laws.

Applicants submit this paper before receipt of an Office Action concerning the merits of the invention claimed in the application and thus believe no fee is due. See 37 C.F.R. § 1.97(b). However, if Applicants' belief is mistaken, the Assistant Commissioner is authorized to debit deposit account No. 11-0855 for any such fee presently due.

Respectfully submitted,

OF COUNSEL:

Kilpatrick Stockton LLP 1100 Peachtree Street Suite 2800 Atlanta, Georgia 30309 (404) 815-6500 Respectfully submitted,

Dean W. Russell Reg. No. 33,452

Van IN Known

Attorney for the Assignee